

Bill no.:	HR 3893
Amendment no.:	10
Date offered:	9/28/05
Disposition:	Agreed to by VV

AMENDMENT TO H.R. 3893
OFFERED BY Mr. Barton

Amend section 105 to read as follows:

1 **SEC. 105. MILITARY USE REFINERY.**

2 (a) AUTHORIZATION.—If the President determines
3 that there is not sufficient refining capacity in the United
4 States, the President, to the extent provided in advance
5 in appropriations Acts, may authorize the design and con-
6 struction of and select an appropriate site for, a refinery
7 for the exclusive purpose of manufacturing petroleum
8 products for consumption by the Armed Forces of the
9 United States. A refinery constructed under this section
10 shall be located at a site designated by the President
11 under section 101(b). Such site shall be leased, for its fair
12 market value, to the applicant selected to operate the re-
13 finery pursuant to subsection (b).

14 (b) SOLICITATION FOR DESIGN, CONSTRUCTION, AND
15 OPERATION.—The President shall solicit proposals for the
16 design, construction, and operation of a refinery under
17 this section. In selecting a proposal or proposals under this
18 subsection, the President shall consider—

19 (1) the ability of the applicant to undertake and
20 complete the project;



1 (2) the extent to which the applicant's proposal
2 serves the purposes of the project; and

3 (3) the ability of the applicant to best satisfy
4 the criteria set forth in subsection (c).

5 (c) REFINERY CRITERIA.—A refinery constructed
6 under this section shall meet or exceed the industry aver-
7 age for—

8 (1) construction efficiencies; and

9 (2) operational efficiencies, including cost effi-
10 ciencies.

11 (d) USE OF PRODUCTS.—All petroleum products
12 manufactured at a refinery constructed under this section
13 shall be sold to the Federal Government at a price not
14 to exceed their fair market value for use by the Armed
15 Forces of the United States.

